

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

THOMAS ARYON SHULICK,

Defendant-Appellant.

UNPUBLISHED
November 4, 2003

No. 240343
Charlevoix Circuit Court
LC No. 01-059009-FC

Before: Gage, P.J., and White and Cooper, JJ.

WHITE, J. (*concurring*).

Regarding the voluntary manslaughter instruction, were it not for the testimony that defendant returned to the dock the last time to apologize, and apparently did so repeatedly before stabbing the victim, I would conclude that the court erred in refusing the instruction.

/s/ Helene N. White